

AMENDED

Nº 41140

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 18 1980  
 Returned to applicant for correction JUN 13 1980  
 Corrected application filed JUN 27 1980  
 Map filed JUN 27 1980

The applicant Joe Ashburn  
660 W. Williams, of Fallon, Nevada 89406  
Street and No. or P.O. Box No. City or Town

\_\_\_\_\_, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground  
Name of stream, lake or other source.

2. The amount of water applied for is 1.0 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_ acre-feet

3. The water to be used for Mining & Milling  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) \_\_\_\_\_

(b) Stockwater (state number and kinds of animals to be watered) \_\_\_\_\_

(c) Other use (describe fully under "No. 12. Remarks") \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point: NW1/4 SE1/4, Sec 30

T23N, R29E MDB&M. Bearing and Distance from well site to SW  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, corner of said Sec. 30 is S27°20'15"W, 3919.4 Ft. it should be stated.

6. Place of use NW1/4 SE1/4 Sec 30, T.23N. R29E MDB&M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about JAN 1st and end about DEC. 31st, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well, submerible pump.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$5000.00
10. Estimated time required to construct works 1 1/2 YRS.
11. Estimated time required to complete the application to beneficial use
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

448 GPM, 20HRS ADay, 365 DAYS PER YEAR

Applicant Joe Ashburn

By s/Donald E. Lewis  
3900 Shindler RD  
Fallon, NV. 89406

Compared sj/aa gk/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 197 million gallons annually.

Actual construction work shall begin on or before September 4, 1981

Proof of commencement of work shall be filed before October 4, 1981

Work must be prosecuted with reasonable diligence and be completed on or before September 4, 1982

Proof of completion of work shall be filed before October 4, 1982

Application of water to beneficial use shall be made on or before September 4, 1984

Proof of the application of water to beneficial use shall be filed on or before October 4, 1984

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN  
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed my office, this 4th day of MARCH

Cultural map filed A.D. 19 81

Certificate No. NOV 17 1989  
CANCELED NOV 17 1989

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

218 (REV.)  
STATE ENGINEER

State Engineer